Extraets of the Publie Wakfs (Extention of Limitation) Act, 1959. Central Act No.29 of 1959)

(1st September 1959)

An Act to extend tbe period of limitation in certain cases for suit to reover possission of immoveable property forming part of public wakfs.

Be it enacted by Parliment in the Tenth Year of the Republic of India as follows :

1.**Short title and extent.**—(1) This Act may be called the Public Wakfs (Extension of Limitation) Act, 1959.

2. It extends to the whole of India except the State of Jammu and Kashmir.

2. **Definition.**—In this Act, "public wakf" means the permanent dedication by a person professing Islam of any immoveable property for any purpose recognised by Muslim Law as a public purpose of a pious, religions or chartable nature.

3. Extension of period of limitation in certain cases for suits recover possession of immoveable property forming part of public wakfs.—Where a person entitled to institute a suit of the description referred to in article 142 or article 144 of the First Schedule to the Limitation Act, 1963 for posesssion of any immoveable property forming part of a public wakf or any interest therein has been dispossessed, or has discontinued the possession, at any time after the 14th day of Agust, 1947, and before the 7th day of May, 1954, or as the case may be, the possession of the defendant in such a suit has become adverse to such person at any time during the said period, then notwithstanding anything contained in the said Act, the period of limitation in respect of such a suit shall extend up to the 31st day of December, 1970.

4. Repeal and saving.—(1) The Public Wakfs (Extensioen of Limitation) Ordinance,1959, is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the said Ordinance shall be deemed to have been done or taken under this Act, as if this Act had commenced on the 20th day of July 1959.

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